



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 01/06/04
AGENDA ITEM 4
WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: Second & "E" Street Improvements: Approval of Plans and Specifications, Call for Bids, and Approval of Negative Declaration

RECOMMENDATION:

It is recommended that the City Council adopt the attached resolution that:

1. Approves the negative declaration for the project; and
2. Approves the plans and specifications for the Second & "E" Street Improvements and calls for bids to be received January 27, 2004.

DISCUSSION:

In recent years, the traffic patterns through the Second and "E" Street intersection have changed and traffic volumes have increased.

This project will modify the traffic signal system at the intersection by adding new traffic signal equipment and providing 8-phase operation with protected left turns in all directions. The City has purchased the necessary right of way, so that Second Street can be widened to accommodate the addition of a protected left turn pocket, and a short right turn lane can also be added for eastbound traffic on "E" Street. The property purchased at the corner of Second Street, "E" Street, and Carmelita Drive includes a single-family building, which will be deconstructed by a separate contract. The remainder of the property will be landscaped as part of this project. The project also includes minor drainage modifications, construction of new sidewalks with handicap access ramps, and re-striping of crosswalks.

An Environment Checklist (Initial Study) and Negative Declaration have been prepared for this project. The attached environmental documents conclude that the project would not have a significant effect on the environment; therefore, it is recommended that Council approve the Negative Declaration.

PROJECT COST:

The estimated costs of the total project are as follows:

Contract Construction Cost (Signal/Street Improvements)	333,000
Contract Construction Cost (Water Main Installation)	38,000
ROW Acquisitions, Demolition, and Engineering	379,000
Design and Administration	60,000
City Furnished Materials	20,000
Inspection and Survey	30,000
Outside Services	<u>10,000</u>
Total	\$870,000

FUNDING:

The approved 2003-04 Capital Improvement Program includes \$751,000 in the Transportation Improvement System Fund for this project. A total of \$730,000 of existing and projected deposits from the Walpert Ridge developers are presently allocated to the project. This project will also use approximately \$42,000 of the \$205,000 budgeted in the Water System Improvement Fund for the Parallel Supply 330 Zone project. After bids are received, an additional appropriation will be requested, if necessary.

SCHEDULE:

Open Bids	January 27, 2004
Award Construction Contract	February 17, 2004
Start Construction	June 14, 2004
Complete Work	August 30, 2004

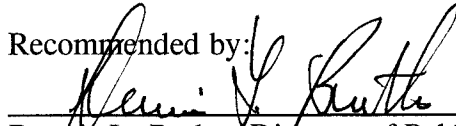
The delay between the project award and the construction start is because of the four months delay between the ordering and delivery of the traffic signal equipment. Also the construction schedule is coordinated to coincide with school summer recess.

Prepared by:



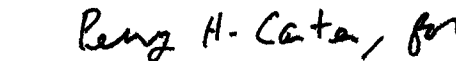
Robert A. Bauman, Deputy Director of Public Works

Recommended by:



Dennis L. Butler, Director of Public Works

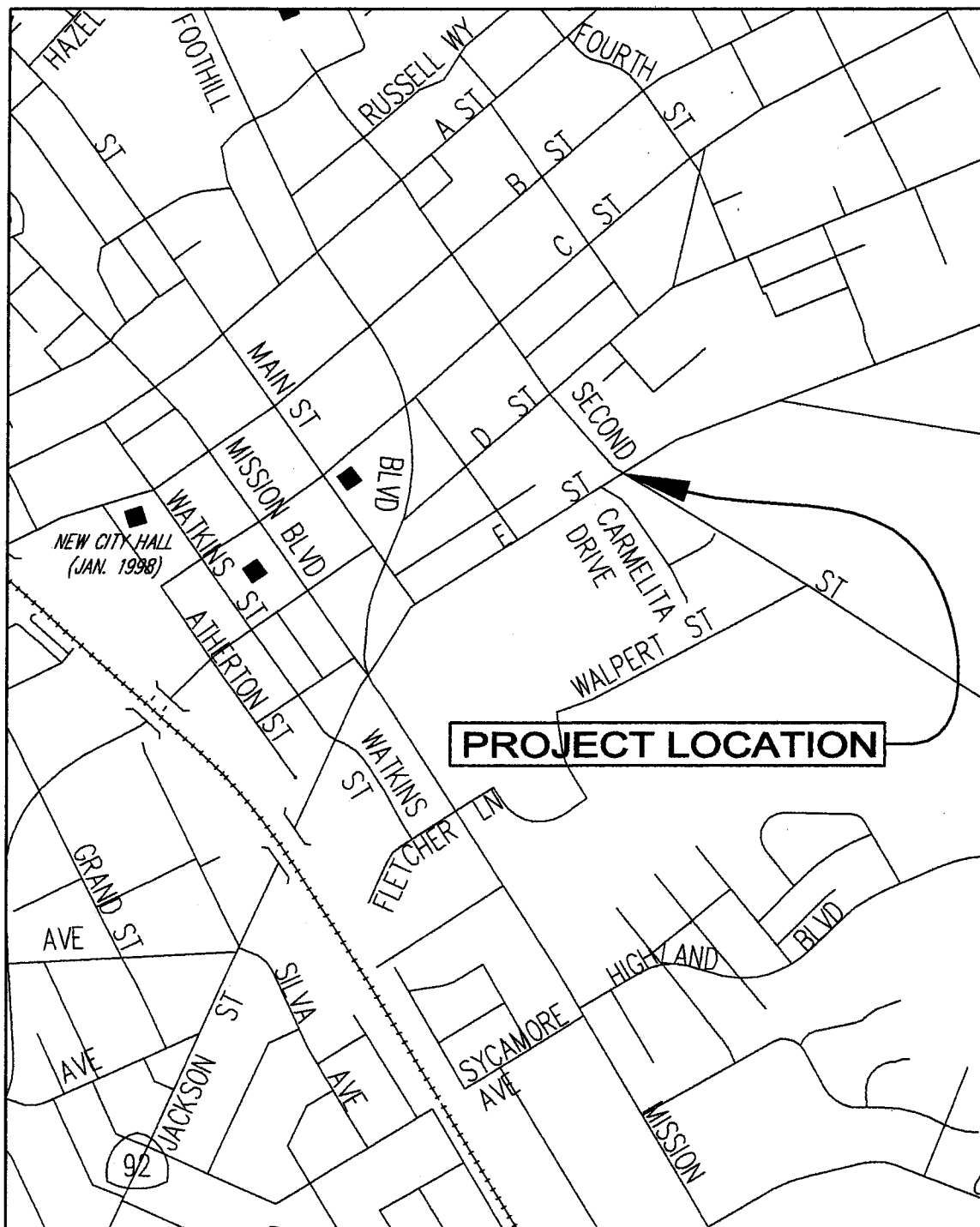
Approved by:



Jesús Armas, City Manager

Attachments: Exhibit A: Project Location Map

Exhibit B: Negative Declaration with Environmental Checklist



LOCATION MAP
SECOND & "E" STREET IMPROVEMENTS
PROJECT NO. 5712

NEGATIVE DECLARATION

Notice is hereby given that the City of Hayward finds that no significant effect on the environment as prescribed by the California Environmental Quality Act of 1970, as amended will occur for the following proposed project:

I. *PROJECT DESCRIPTION:*

SECOND & "E" STREET IMPROVEMENTS - The project consists of removal of the existing sidewalks, curb & gutter; the acquisition and deconstruction of one single-family residence; the construction of roadway, curb and gutter, sidewalk, and retaining curb including three curb ramps; removal and replacement of a storm water inlet, modification of a storm water inlet, installation of storm drain pipe; traffic signal modifications; removal and replacement of striping; creation of a new 0.07 acre landscaped area to include trees, shrubs and ground cover.

The project is located on the southerly corner of the intersection at Second & "E" Streets. The project proponent is the City of Hayward.

II. *FINDING PROJECT WILL NOT SIGNIFICANTLY AFFECT ENVIRONMENT:*

The proposed project will have no substantial effect on the area's resources, cumulative or otherwise. Therefore, the proposed project does not require preparation of an environmental impact report.

III. *FINDINGS SUPPORTING DECLARATION:*

1. The project has been reviewed according to the standards and requirements of the California Environmental Quality Act (CEQA) and an Initial Study Environmental Evaluation Checklist has been prepared for the proposed project. The Initial Study has determined that the proposed project could not result in significant effects on the environment.
2. The project is in conformance with the General Policies Plan Map designations of Medium Density Residential.
3. The project is in conformance with the intent and purpose of the Zoning Ordinance designations single family residential and is consistent with the guidelines for this district.
4. The project site is located outside the State of California Earthquake Fault Zone.
5. The proposed project will follow storm water Best Management Practices during construction, and therefore, will not impact water quality.
6. A single family dwelling will be demolished. This is a common house and has no historical significance. The City will provide written and photographic documentation of any cultural resources within the area. Any cultural resources within the area to be demolished will be salvaged and offered at no charge to the Hayward Historical Society for its museum collection.

IV. *PERSON WHO PREPARED INITIAL STUDY:*

Matthew P. Bonanno, Assistant Civil Engineer

Name/Title

February 21, 2003

Date

V. *COPY OF INITIAL STUDY IS AVAILABLE IN THE ENGINEERING AND
TRANSPORTATION DIVISION*

For additional information, please contact the City of Hayward, 777 "B" Street, Hayward, California 94541-5007 or telephone the City Clerk at (510)583-4400.



Environmental Checklist Form

1. **Project title:** Second and "E" Street Improvements, including realignment of Public Right of Way, demolition of single family dwelling, creation of a new landscaped area, and traffic signal modification.
2. **Lead agency name and address:** City of Hayward, 777 B Street, Hayward, CA 94541
3. **Contact person and phone number:** Matthew P. Bonanno (510) 583-4770.
4. **Project location:** The project is located on the southerly corner of the intersection at Second & "E" Streets. See attached Location Map, Exhibit A.
5. **Project sponsor's name and address:** City of Hayward
777 "B" Street
Hayward, CA 94541
6. **General plan designation:** The General Plan Map designation for the project area is Medium Density Residential.
7. **Zoning:** Single Family Residential.
8. **Description of project:** (Describe the whole action involved, including but not limited to later phases of the project, and any secondary, support, or off-site features necessary for its implementation. Attach additional sheets if necessary.)

The project consists of removal of the existing sidewalks, curb & gutter; the acquisition and demolition of one single-family residence; the construction of roadway, curb and gutter, sidewalk, and retaining curb including three curb ramps; removal and replacement of a storm water inlet, modification of a storm water inlet and installation of storm drain pipe; traffic signal modifications; removal and replacement of striping; creation of a new 0.07 acre landscaped park to include trees, shrubs and ground cover.
9. **Surrounding land uses and setting: Briefly describe the project's surroundings:** The project area is located in an area consisting of Medium Density, High Density, and Central City Residential. There are single-family dwellings adjacent to the site, apartment buildings across the street, and a school diagonally across the intersection of Second & "E" Streets.
10. **Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.)** None.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:


The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

- | | | |
|--|---|--|
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture Resources | <input checked="" type="checkbox"/> Air Quality |
| <input type="checkbox"/> Biological Resources | <input type="checkbox"/> Cultural Resources | <input type="checkbox"/> Geology/Soils |
| <input type="checkbox"/> Hazards & Hazardous Materials | <input type="checkbox"/> Hydrology/Water Quality | <input type="checkbox"/> Land Use/Planning |
| <input type="checkbox"/> Mineral Resources | <input checked="" type="checkbox"/> Noise | <input checked="" type="checkbox"/> Population/Housing |
| <input type="checkbox"/> Public Services | <input type="checkbox"/> Recreation | <input checked="" type="checkbox"/> Transportation/Traffic |
| <input type="checkbox"/> Utilities/Service Systems | <input type="checkbox"/> Mandatory Findings of Significance | |

DETERMINATION: (To be completed by the Lead Agency)

On the basis of this initial evaluation:

- ☒ I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- ☐ I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.
- ☐ I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- ☐ I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.
- ☐ I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.


Signature

2/19/03
Date

Matthew P. Bonanno
Printed Name

City of Hayward

ENVIRONMENTAL ISSUES:

Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
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I. AESTHETICS -- Would the project:

- a) Have a substantial adverse effect on a scenic vista?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not effect any vistas.

- b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project area is not within a State scenic highway.

- c) Substantially degrade the existing visual character or quality of the site and its surroundings?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The installation of a landscaped parking area is intended to improve the overall aesthetics of the area

- d) Create a new source of substantial light or glare that would adversely affect day or nighttime views in the area?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Traffic signal modification will add more signal lights.

II. AGRICULTURE RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:

- a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is not located within farmland area.

- b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is not located within an Agricultural District.

- c) Involve other changes in the existing environment, which due to their location or nature, could result in conversion of Farmland to non-agricultural use?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is not located within an Agricultural District.

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
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III. AIR QUALITY -- Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:

a) Conflict with or obstruct implementation of the applicable air quality plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Construction activities will create dust in the surrounding area. Air pollutants, especially suspended particulates, would be generated intermittently during the construction period. To reduce intermittent air pollutants during the construction phase, the contractor will sprinkle the construction areas with water, as necessary, to reduce dust generation and will maintain and operate construction equipment in such a way as to minimize exhaust emissions. These measures are required to meet the State air quality standards specified in the Clean Air Plan adopted by the Bay Area Quality Management District. Since the project will meet these standards and impacts will be temporary, a long-term impact will not result.

c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Any impacts to air quality will be temporary during the construction phase.

d) Expose sensitive receptors to substantial pollutant concentrations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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See IIIb.

e) Create objectionable odors affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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No objectionable odors are expected to be generated from the project.

ENVIRONMENTAL ISSUES:

Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
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IV. BIOLOGICAL RESOURCES -- Would the project:

- a) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Game or US Fish and Wildlife Service?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is within an urban area and currently developed with buildings and parking lots; therefore, there are no habitat areas.

- b) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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There are no wetlands within the project area.

- c) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is within a developed urban area and will not interfere with any fish or wildlife movement.

- d) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project complies with local policies and ordinances protecting biological resources. The project complies with the City of Hayward Tree Preservation Ordinance. Two shrubs and two small (2" dia.) trees will be removed on the acquired lot. Six trees, 40 shrubs and ground cover will be planted on the acquired lot.

- d) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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There are no applicable local, regional, or state habitat conservation plans.

V. CULTURAL RESOURCES -- Would the project:

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
a) Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>Prior to the issuance of a demolition permit, the City will provide written and photographic documentation of any cultural resources within the area. Any cultural resources within the area to be demolished will be salvaged and offered to the Hayward Historical Society, at no charge, for its museum collection.</i>				
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>No known archaeological resources exist on the site. Any appropriate historical artifacts unearthed on the site in connection with the construction shall be offered to the Hayward Area Historical Society, at no charge, for its museum collection.</i>				
c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>No known paleontological resources exist on the site.</i>				
d) Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>No known human remains are on the site.</i>				

VI. GEOLOGY AND SOILS - Would the project:

a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>None of the site is within the Hayward Special Studies Fault Zone.</i>				
ii) Strong seismic ground shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>The site will be subject to violent ground shaking in the event of a major earthquake on the Hayward Fault.</i>				
iv) Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>Landslides are not considered to be a serious problem to this site.</i>				

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
b) Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>Landscaping will be installed to minimize topsoil erosion.</i>				
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project is located in a developed urban area and is limited to general infrastructure improvements.</i>				
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project is located in a developed urban area and is limited to general infrastructure improvements.</i>				
e) Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of waste water?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

VII. HAZARDS AND HAZARDOUS MATERIALS - Would the project:

a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not transport, use, or dispose of hazardous materials.</i>				
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>See VII.a</i>				
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

See VII.a

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>This site is not located within airport land use plan area.</i>				
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>This site is not located within the vicinity of a private airstrip.</i>				
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not interfere with any known emergency response plan or emergency evacuation plan. The project will require the contractor to leave at least one lane open in each direction during construction.</i>				
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>There are no wildlands in, or adjacent to, the project area.</i>				

VIII. HYDROLOGY AND WATER QUALITY -- Would the project:

a) Violate any water quality standards or waste discharge requirements?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The contractor will submit for City approval a Storm Water Pollution Prevention Plan for reducing the discharge of pollutants and sediments into downstream areas.</i>				
<i>To the maximum extent practicable the contractor will use the Best Management Practices identified in the Regional Water Quality Control Board, San Francisco Bay Region, <u>Staff Recommendations for New and Redevelopment Controls for Storm Water Programs.</u></i>				

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level that would not support existing land uses or planned uses for which permits have been granted)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not use, or interfere, with groundwater supplies.</i>				
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not alter any of the existing drainage patterns in the area.</i>				
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not alter any of the existing drainage patterns in the area.</i>				
e) Create or contribute runoff water which would exceed the capacity of existing or planned storm water drainage systems or provide substantial additional sources of polluted runoff?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>The project will increase impermeable area by approximately 1,450 square feet. No additional storm water drainage facilities are required.</i>				
f) Otherwise substantially degrade water quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will not degrade water quality in any other way.</i>				
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project is not located within the 100-year flood hazard area.</i>				
h) Place within a 100-year flood hazard area structures which would impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

See VIII.g.

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

See VIII.g.

j) Inundation by seiche, tsunami, or mudflow?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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This site is not in a location that would allow these phenomena to affect the site.

IX. LAND USE AND PLANNING - Would the project:

a) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not disrupt or divide the physical arrangement of the existing community.

b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The General Plan Map designation for the project site is Medium Density Residential. The project complies with this designation.

c) Conflict with any applicable habitat conservation plan or natural community conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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There are no applicable habitat conservation plans or natural community conservation plans for the project area.

X. MINERAL RESOURCES -- Would the project:

a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Construction will be designed and performed according to applicable codes. Therefore, there would be no inefficient or wasteful use of non-renewable resources. There are no known mineral resources on the site.

b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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There are no known mineral resources on the site.

ENVIRONMENTAL ISSUES:

Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
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XI. NOISE - Would the project result in:

- a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will adhere to City of Hayward's standard noise restrictions on hours and days of construction operation.

- b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not generate excessive groundborne vibration. See also XI.a.

- d) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not result in any permanent increase in ambient noise levels. Because the roadway is realigned southerly at the intersection, the frontage of the house at 23907 Second Street will be nine feet closer to traffic noise along the northerly boundary. The project will provide sound insulation as appropriate.

- d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will require the contractor to attend a pre-construction meeting prior to beginning demolition to review requirements regarding construction noise with City staff, neighboring residents and business owners and to identify a noise disturbance coordinator. The contractor will be required to use construction equipment with state-of-the-art noise shielding and muffling devices.

- e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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See VII.e

- f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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See VII.f

ENVIRONMENTAL ISSUES:

Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
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XII. POPULATION AND HOUSING -- Would the project:

- a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not create any new homes or businesses, or extend roads or infrastructure and, therefore, will not induce population growth.

- b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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A single-family dwelling will be displaced.

- c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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A single-family dwelling will be displaced.

XIII. PUBLIC SERVICES

- a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

Fire protection? *The project will not result in a need for new or altered fire protection services.*

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Police protection? *The project will not result in a need for new or altered police protection services.*

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Schools? *The project will not result in the addition of students to the Hayward Unified School District.*

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Parks? *The project will not increase the residential population within the area. The project includes landscaping which will require irrigation & maintenance of public space.*

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Other public facilities? *No other public facilities will be significantly impacted.*

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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XIV. RECREATION

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

The project will not increase the residential population within the area. The project enhances public open space with 0.07 acres of landscaping.

b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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See XIV.a

XV. TRANSPORTATION/TRAFFIC -- Would the project:

a) Cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system (i.e., result in a substantial increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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The project will not generate additional traffic. The project will improve the intersections operating capacity. Any temporary traffic congestion will be minimized by limiting the hours that traffic lanes can be closed to non-peak traffic hours.

b) Exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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See XV.a

c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project will not affect air traffic patterns.

d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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The project is designed to City roadway design standards.

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
e) Result in inadequate emergency access? <i>The project will maintain emergency access throughout the construction. Existing traffic circulation patterns will not be altered.</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Result in inadequate parking capacity? <i>Two on-street parking spaces will be eliminated by the project however, these spaces were in a hazardous location and were rarely used.</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g) Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks)? <i>The project supports pedestrian traffic through the area by installing new ADA curb ramps and reconfiguring signal lights. It does not conflict with adopted policies supporting alternative transportation.</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

XVI. UTILITIES AND SERVICE SYSTEMS - Would the project:

a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board? <i>The project will not increase wastewater volumes or produce wastewater requiring special treatment.</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? <i>The project will not increase wastewater volumes or produce wastewater requiring special treatment</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? <i>The project will increase impermeable area by approximately 1,450 square feet. No additional storm water drainage facilities are required.</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>There are sufficient water supplies available for the minimal amount of water to be used for the project.</i>				
e) Result in a determination by the wastewater treatment provider that serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>See XVI.a</i>				
f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The solid waste will be disposed by Waste Management of Alameda County. The Altamont landfill has sufficient capacity to handle the amount of solid waste generated by the project.</i>				
g) Comply with federal, state, and local statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>The project will participate in the City of Hayward Recycling program. The Contractor will be required to recycle all the asphalt concrete and cement concrete demolished by the project and to transport the green waste to an appropriate green waste facility. The debris created by the demolition of the building will be abated, sorted, recycled, and disposed of per the City of Hayward Recycling program.</i>				

XVII. MANDATORY FINDINGS OF SIGNIFICANCE

ENVIRONMENTAL ISSUES:

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporation	Less Than Significant Impact	No Impact
a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p><i>The project, which only rehabilitates existing facilities in an urban area, does <u>not</u> have the potential to degrade the quality of the environment, reduce the habitat of fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory.</i></p>				
b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p><i>The project does <u>not</u> have any impacts that are cumulatively considerable.</i></p>				
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p><i>The project does <u>not</u> have any environmental effects which will cause substantial adverse effects on human beings.</i></p>				

SECOND & "E" STREET IMPROVEMENTS

PROJECT LOCATION

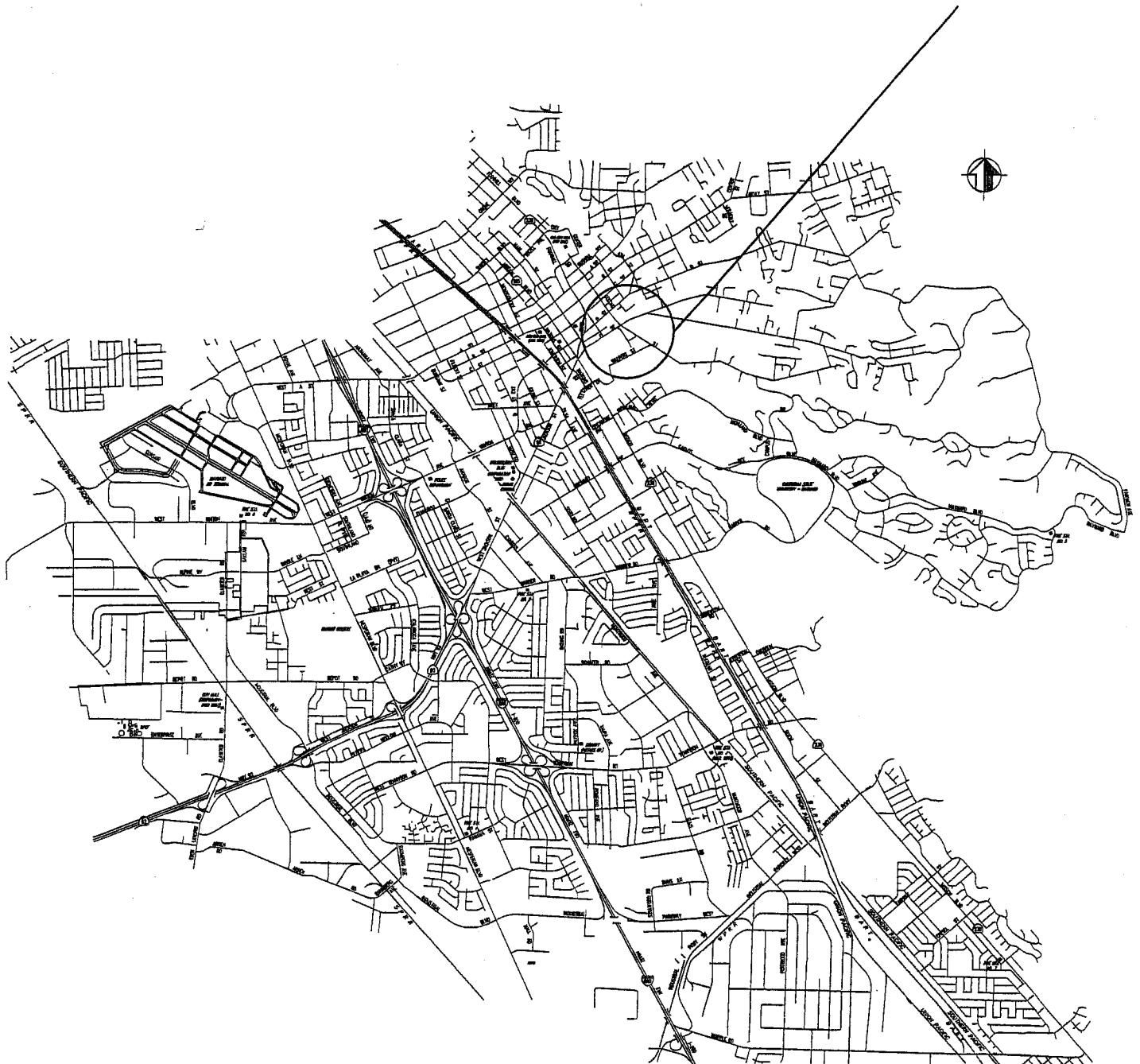


EXHIBIT A
CITY OF HAYWARD LOCATION MAP
NTS

DRAFT NH
12/17/03

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE SECOND AND "E" STREET IMPROVEMENTS PROJECT, PROJECT NO. 5712, AND CALL FOR BIDS, AND APPROVING THE NEGATIVE DECLARATION

WHEREAS, an Initial Study and Negative Declaration have been prepared and processed in accordance with City and CEQA guidelines; and

WHEREAS, the City Council of the City of Hayward hereby finds and determines that the City Council has independently reviewed and considered the information contained in the Initial Study upon which the Negative Declaration for the Second and E Street Improvements Project, Project No. 5172 is based, certifies that the Negative Declaration has been completed in compliance with the requirements of the California Environmental Quality Act, and finds that the Negative Declaration reflects the independent judgment of the City of Hayward.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward as follows:

1. That those certain plans and specifications for the Second and E Street Improvements, Project No. 5712, on file in the office of the City Clerk, are hereby adopted as the plans and specifications for the project;
2. That sealed bids therefor will be received by the City Clerk's office at City Hall, 777 "B" Street, 4th Floor, Hayward, California 94541-5007, up to the hour of 2:00 p.m. on Tuesday, January 27, 2004, and immediately thereafter publicly opened and declared by the City Clerk in the Public Works Conference Room, 4D, located on the 4th Floor of City Hall, Hayward, California;
3. That the City Council will consider a report on the bids at a regular meeting following the aforesaid opening and declaration of same; and

4. That the City Clerk is hereby directed to cause a notice calling for bids for the required work and material to be made in the form and manner provided by law; and

BE IT FURTHER RESOLVED that based on the findings noted above, the negative declaration for the Second and E Street Improvements to, Project No. 5712, is hereby approved.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2004

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward